UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF TEXAS ENTERED

IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF TEXAS HOUSTON DIVISION

AUG 0 5 1997

Michaela Slerk

| NOEL C. ALLEN, E | ET AL., | § | | Michael N. Milby, Cl |
|------------------|-------------|----------|------------------|----------------------|
| | Plaintiffs, | § | | |
| | | § | | |
| V. | | § | CIVIL ACTION NO. | 96-30 |
| | | § | | |
| MICHAEL LEAL, E | ET AL., | § | | |
| I | Defendants. | § | | |
| | | | | |

ORDER

Pending before the Court is the Motion for Summary Judgment (Document #88) filed by Defendants. Having considered the motion, the submissions on file, and the applicable law, the Court determines that the motion should be denied. The Court therefore

ORDERS that the Motion for Summary Judgment (Document #88) is DENIED. SIGNED at Houston, Texas, on this _____ day of August, 1997.

> DAVID HITTNER United States District Judge